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FAX NO : 571-273-8300
TO : Commissioner for Patents
Mail Stop: AF
FROM : Oleg F. Kaplun, of Fay Kaplun & Marcin, LLP
DATE : January 16, 2007
SUBJECT : Endoscopy
U.S. Patent Appln. Serial No. 10/764,619
for *Stapling and Cutting in Resectioning for Full Thickness Resection Devices*
Our Ref.: 10121/00308

NUMBER OF PAGES INCLUDING COVER : 14

MESSAGE:

Please see attached.

Thank you.

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Attorney Docket No. 10121/00308 (00-0044CON2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : McAlister et al.

Serial No. : 10/764,619

Filed : January 26, 2004

For : Stapling and Cutting in Resectioning for Full Thickness Resection Devices

Group Art Unit : 3734

Examiner : Michael T. Andersen

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(571) 273-8300

By: Date: January 16, 2007
Oleg F. Kaplun (Reg. No. 45,559)

TRANSMITTAL

Transmitted herewith please find an Amendment under Rule 116 in response to the Final Office Action mailed November 29, 2006 for filing in the above-identified application. Since the Amendment is being filed within two months of the Final Office Action mailing date, Applicants respectfully request that the USPTO's response be issued before the expiration of the three month period of the Final Office Action mailing date (i.e., by February 28, 2007). No fees are believed to be required. However, the Commissioner is hereby authorized to charge any additional required fees to the Deposit Account of **Fay Kaplun & Marcin, LLP No. 50-1492**.

A copy of this paper is enclosed for that purpose.

Respectfully submitted,

Oleg F. Kaplun (Reg. No. 45,559)

Fay Kaplun & Marcin, LLP
150 Broadway, Suite 702
New York, NY 10038
Tel: (212)619-6000
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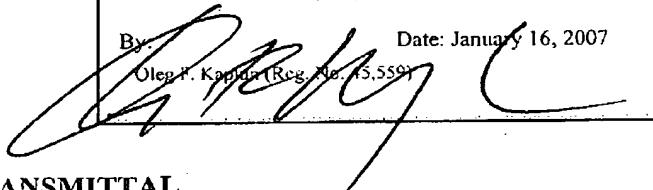
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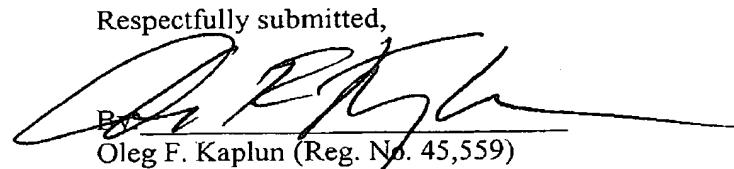
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AMENDMENT UNDER RULE 116

In response to the Final Office Action mailed on November 29, 2006, please amend the above-identified application as follows: